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4 **IN THE UNITED STATES DISTRICT COURT**  
5 **FOR THE EASTERN DISTRICT OF CALIFORNIA**  
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7 DEWAYNE FREEMAN,

No. CIV S-01-1092-FCD-CMK-P

8 Plaintiff,

9 vs.

ORDER AND WRIT OF HABEAS CORPUS  
AD TESTIFICANDUM

10 JOHNSON, et al.,

11 Defendants.  
12 \_\_\_\_\_/

13 Plaintiff, a state prisoner proceeding pro se, brings this civil rights action pursuant  
14 to 42 U.S.C. § 1983.

15 Plaintiff (CDC # E-28449), who is required to appear at proceedings in this case  
16 on January 23, 2006, is confined at the California Correctional Institution, Tehachapi, in the  
17 custody of the warden of that facility. In order to secure this inmate's attendance, it is necessary  
18 that a Writ of Habeas Corpus ad Testificandum issue commanding the custodian to produce the  
19 inmate in this court, 15th floor, Courtroom No. 2, United States Courthouse, 501 I Street,  
20 Sacramento, California on January 23, 2006, at 9:30 a.m.

21 Accordingly, IT IS HEREBY ORDERED that:

22 1. A Writ of Habeas Corpus ad Testificandum issue, under the seal of this  
23 court, commanding the custodian to produce the inmate named above to appear in United States  
24 District Court at the time and place above, and from day to day until completion of court  
25 proceedings or as ordered by the court; and thereafter to return the inmate to the above  
26 institution;

1           2.       The custodian is ordered to notify the court of any change in custody of  
2 this inmate and is ordered to provide the new custodian with a copy of this writ; and

3           3.       The Clerk of the Court is directed to serve a courtesy copy of this order  
4 and writ of habeas corpus ad testificandum on the Out-To-Court Desk, California State Prison -  
5 Sacramento, P.O. Box 290007, Represa, California 95671.

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7                   **WRIT OF HABEAS CORPUS AD TESTIFICANDUM**

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9           To:     The Warden of California Correctional Institution, Tehachapi  
10                   24900 Highway 202  
11                   P.O. Box 1031  
12                   Tehachapi, CA 93581

13           **WE COMMAND** you to produce the inmate named above to appear before the  
14 United States District Court at the time and place above, and from day to day until completion of  
15 the proceedings or as ordered by the court; and thereafter to return the inmate to the above  
16 institution.

17           **FURTHER**, you have been ordered to notify the court of any change in custody  
18 of the inmate and have been ordered to provide the new custodian with a copy of this writ.

19 DATED: January 12, 2006.

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22                   **CRAIG M. KELLISON**  
23                   UNITED STATES MAGISTRATE JUDGE  
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